

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District. - Disciplinary proceedings under rule - 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Articles of charge - Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No.803

Dated: 29.08.2023

ORDER:

It is proposed to hold an enquiry against Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry are proposed to be held is set out in the enclosed statement of Articles of Charges (Annexure - I). A list of documents by which, and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., is directed to submit a written statement of his defense within 10 days of receipt of this order.

4. Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., is further informed that if they do not submit his written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., invited to Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964.

7. The receipt of this Order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD

SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District., (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))

The Director General, Anti Corruption Bureau, A.P., Vijayawada.

The Chief Commissioner of Land Administration, A.P., Mangalagiri.

Copy to:

The District Collector, Prakasam District

SF/SC

//FORWARDED::BY ORDER//


SECTION OFFICER

ANNEXURE -I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI K. SANJEEVA RAO, S/O ANJANEYULU, AGE 47-YRS, VILLAGE REVENUE OFFICER, ONGOLE, O/O TAHSILDAR, ONGOLE, PRAKASAM DISTRICT.

Article of charge:

That Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District (herein after referred as Government Servant) while functioning as s u c h during the period from 23.05.2008 to 23.04.2012 committed grave misconduct in as much as:

Charge:

That the Government Servant Sri K. Sanjeeva Rao, who worked as Village Revenue Officer, Ongole, O/o Tahsildar, Ongole from 23.05.2008 to 23.04.2012 colluded with Sri T. Chiranjeevi, the then Tahsildar, Ongole in cancellation of existing house site pattas in T.S.No.14/1 Ura Cheruvu of Ongole irregularly and also in granting house site pattas in the place of pattas cancelled irregularly to the other persons by violating procedure described under Board Standing Orders (BSO) and also violating the Hon'ble Supreme Court orders in Civil Appeal No.4787/2010.

Thus the Government Servant Sri K. Sanjeeva Rao, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole by his above mentioned acts exhibited lack of integrity, devotion to duty and conduct unbecoming of a government servant and brought down the prestige of the Government and thereby contravened/violated Rule 3(1), 3(4) & 3(5) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//


SECTION OFFICER

ANNEXURE -II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI K. SANJEEVA RAO, S/O ANJANEYULU, AGE 47-YRS, VILLAGE REVENUE OFFICER, ONGOLE, O/O TAHSILDAR, ONGOLE, PRAKASAM DISTRICT.

That Sri K. Sanjeeva Rao, S/o Anjaneyulu, Age 47-yrs, Village Revenue Officer, Ongole, O/o Tahsildar, Ongole, Prakasam District. His date of birth is 14.06.1975. He entered into Government service on 01.05.1997 as Village Revenue Assistant and worked at Ongole. He was promoted as Village Revenue Officer on 21.05.2008 and worked at Santhanuthalapadu, Korisapadu and worked at Ongole from 23.05.2008 to 23.04.2012. He is drawing basic pay of Rs.21,230/-. He is due to retire on attaining the age of superannuation on 30.06.2037. He is hereinafter referred to as Government Servant.

Charge:

That the Government Servant Sri K. Sanjeeva Rao, who worked as Village Revenue Officer, Ongole, O/o Tahsildar, Ongole from 23.05.2008 to 23.04.2012 colluded with Sri T. Chiranjeevi, the then Tahsildar, Ongole in cancellation of existing house site pattas in T.S.No.14/1 Ura Cheruvu of Ongole irregularly and also in granting house site pattas in the place of pattas cancelled irregularly to the other persons by violating procedure described under Board Standing Orders (BSO) and also violating the Hon'ble Supreme Court orders in Civil Appeal No.4787/2010.

Facts and Evidence:

That a petition had been put forth by Sri P.Malakondaiah, President, Prakasam district praja Sankshema Seva Snagham, Ongole alleging that Sri T.Chiranjeevi, formerly Tahsildar, Ongole had resorted to serious irregularities and corrupt practices in the alienation of land to M/S VANPIC and in the payment of compensation to the land assignees. Similarly, he issued Pattas in Ura Cheruvu of Ongole Town, which land was alienated to Ongole Municipality a long back by accepting bribe amounts. Sri S. Ravindra Babu, Municipal Commissioner, Ongole Municipality had colluded with rich persons and allowed them to occupy and construct buildings unauthorized in government lands of "URA TANK" Poram Boku lands, by accepting huge amounts as bribe.

Basing on the Discreet Enquiry report submitted by the then IO Sri T.V.V. Pratap Kumar, Inspector, Anti Corruption Bureau, Ongole, the Director General, Anti Corruption Bureau, AP, Hyderabad, the Director General, Anti Corruption Bureau, AP, Hyderabad ordered a Regular Enquiry vide C.No.11/RENPK/ 2011 dated 24-05-2011 and entrusted the RE to the Inspector, to submit Regular Enquiry report in this regard.

Subsequently with regard to the subject of VANPIC (Allegation No.I) a case in Cr.No.7/RCO-UGL/2015 was registered and investigated separately. With regard to URA Cheruvu lands the enquiry was conducted against Sri T. Chiranjeevi (Allegation No. II (A)) and Sri S. Ravindra Babu (Allegation No. II (B)).

During the course of regular enquiry in Allegation No.II (A) relevant records were collected and the relevant witnesses were examined to know the allegations raised by the complainant against Sri T. Chiranjeevi, the then Tahsildar, Ongole are genuine or not. During the course of enquiry, the complainant (Mala Kondaiah) and the Revenue officials were examined as witnesses. As per DK Patta register, house Pattas issued to citizens and its note file, the statement of Revenue Divisional Officer, Ongole, proves the allegation of issuing pattas irregularly the Government Servant and other Revenue officials.

It is highly irregular on the part of the Government Servant and other Revenue officials to assign house sites in Ura Chervuvu lands which were alienated in favour of Ongole Municipality long back and without any resolution passed by Ongole Municipality in this regard. Further the Government Servant and other Revenue officials did not follow the procedure described under Board Standing Orders (BSO) and also violating the Hon'ble Supreme Court orders in Civil Appeal No.4787/2010.

Further the beneficiaries who were allotted house sites in Uracheruvu lands by Sri T. Chiranjeevi, the then Tahsildar, Ongole and other Revenue officials including the Government Servant had submitted applications stating that they are already in possession of the house

sites since about 3 years and constructed houses in the same. But surprisingly in the resumption order there was no such mention and on the contrary the land was shown to be vacant which amounts to suppression of facts.

DETAILS OF RESUMPTION AND REASSIGNING OF DK PATTAS CARRIED OUT BY SRI T. CHIRANJEEVI, TAHSILDAR AND OTHERS REVENUE OFFICIALS IN T.S.NO.14/1, URA TANK LANDS OF ONGOLE TOWN.

Sl. No.	Plot/ Extent (Sq.ft)/DK No.	Name of the person whose Patta was cancelled	Date of issuing resumpti on order	Plot/ Extent(Sq.ft)/D K No.	Name of the beneficiary who was issued fresh D.K. Patta	Date of issuing DK Patta	File No.
(1)	(2)	(3)	(4)		(5)	(6)	(7)
I. 1	64 0.0780 16/F1403	Anumala Rama Rao S/o Subba Rao	07.09. 2009	64 0.0780 41/ F1419	Bathula Rathamma W/o Devadanam	07.09. 2009	Rc.B/ 1061/ 2009, Dt. 07.09. 2009
2	9 0.0475 63/F1409	Vellepur Seshamma W/o Ankamma	07.09. 2009	9 0.0475 41/ F1419	Kambothu Venkata Subbamma W/o Saibaba	07.09. 2009	-do-
II. 1	58 0.400 52/F1401	Bathula Tirupalu S/o Venkaiah	18.07. 2009	58A 0.200 6/F141 9	Bursu Parvathi D/o Subbaiah	18.07. 2009	Rc.B/ 831/2 009 Dt.18. 7. 09
				58B 0.200 6/F141 9	Gunji Subbulu W/o Tataiah	-do-	-do-
2	77 0.510 167/F1412	Dirisala Rajyalaksh mi W/o Koteswara Rao	18.07. 2009	77 0.510 6/F141 9	Kaveti Padma W/o Venkateswarl u	-do-	-do-
3	41 0.750 38/F1401	Bezawada Srinivasa Rao S/o Chinna Pullaiah	-do-	41 0.750 6/F141 9	Sadu China Venkata Subbaiah S/o Venkata Chalamaiah	-do-	-do-
4	62 0.900 416/F1415	Sripoda Vara Prasada Rao S/o Subbaiah	-do-	62 0.900 6/F141 9	Pulivarti Malakondaiah s/o Pedakondaiah	-do-	-do-
III. 1	29 0.308 52/F1401	Bathula Venkaiah S/o Yellamanda	12.02. 2009	29 0.308 95/F14 18	Kathula Yadagiri s/o Musalaiah	28.06. 2009	Rc.B/ 226/2 009 Dt.28. 06.20 09
2	9 0.600 44/F1397	Swarna Seetharama mma W/o Laskhminar ayana	-do-	9 0.600 95/F14 18	Tanniru Seshamma W/o Guravaiah	-do-	-do-
3	27 0.600 52/F1401	Bathula Venkateswa rlu S/o Yellamanda		27 0.600 95/F14 18	Bojja Poleru D/o Guravaiah	-do-	-do-
4	46 0.320	Pogaru Santhamma		26, 46 0.592	Sompalli Jyothi W/o	-do-	-do-

	54/F1401	W/o Veeraiah		95/F14 18	Madhava Rao		
5	26 0.272 54/F1401	Pedakathul a Babulu S/o Venkateswa rlu	-do-				
IV 1	63B 0.390 74/F1412	Darsi Varalakshmi W/o Narasimha Rao	27.06. 2009	63B 0.390 99/F14 18	Kunchala Seshaiah S/o Venkateswarl u	28.06. 2009	Rc.B/ 861/ 2009 Dt.28. 06.20 09
V 1	54C 0.375 17/F1410	Pulavarthi Annapurna mma W/o Veerabrahm anandam	26.06. 2009	54C 0.375 100/F1 418	Smt. Nannuri Indiramma W/o Venkateswarl u	27.06. 2009	Rc.B/ 862/2 009 Dt.27. 06.20 09
VI 1	7 0.600 83/F1409	Koneti Lakshmi Kanthamma W/o Subba Rao	18.01. 2009	7 0.600 52/F14 18	Shaik Nayab Rasool s/o Khajavali	19.01. 2009	Rc.B/ 43/ 2009 Dt.19. 01.20 09
VII 1	75 0.408	Mallela Venkaiah s/o Subbaiah	07.09. 2009	75 0.408 32/1F1 419	Pallepu Srinivasulu S/o Guravaiah	07.09. 2009	Rc.B/ 119/2 009 Dt.07. 09.20 09
2	65B 0.780 22/F1414	Boddu Lakshmam ma W/o Rathaiah	-do-	65B 0.780 32/F14 19	Pallepu Sunitha W/o Ramakrishna	-do-	-do-
VIII 1	69 0.560 50/F1409	Tummaredd y Seshireddy S/o Murthy Reddy	19.12. 2009	69 0.560 101/ F1419	Purini Srinivasulu S/o Venkateswara Reddy	05.01. 2010	Rc.B/ 1292/ 2009 Dt.05. 01.20 10
IX 1	27 0.224 18/F1397	Bojja Venkaiah	20.01. 2010	23, 27 0.476 133/F1 419	Sangani Vishnu Narayana S/o Venkateswam y	06.02.2010	Rc.B/ 52/20 10 Dt. 06.02. 2010
2	23 0.252 15/F1397	Chinakathul a Yedukondal u S/o Musalaiah	-do-				
X 1	57 0.400 181/F1415	Upputholla Rajyam W/o Sriramulu	18.01. 2009	57 0.400 114/F1 419	Upputholla Nancharaiah S/o Subba Rao	03.02. 2010	Rc.B/ 34/20 10, Dt. 03.02. 2010
XI 1	71 0.510	Nagineni Pushpalath	14.02. 2010	71 0.510	Yattapu Kondareddy	02.03. 2010	Rc.B/ 110/2

	149/F1410	a W/o Venkata Subbaiah		142/F1 419	S/o Yogeswara Rao		010 Dt.02.03.2010
2	70 0.510 149/F1410	Kola Anjamma W/o Venkateswarlu	-do-	70 0.510 142/F1 419	Gouravarapu Jayamma W/o Venkateswarlu	-do-	-do-
XII 1				Nil 0.750 172/F1 419	Smt. Tummalapudi Nagalakshmi W/o Venkateswarlu	16.05.2010	Rc.B/ 200/2 010 Dt. 16.05.2010

The Government Servant Sri K. Sanjeeva Rao, formerly Village Revenue Officer colluded with Sri T. Chiranjeevi, the then Tahsildar, Ongole and other Revenue officials in granting 22 DK Patta house sites in TS No.14/1 of Ongole popularly known as "Ura Tank" to the individuals mentioned in Column No.5 of the table illegally by cancelling the earlier pattas held in the names of the individuals mentioned in Column No.3 of the table. As is seen from the files, the individuals mentioned in Column No.3 of the Table, neither has been residing in the Plots allotted to them nor they constructed any structures in the Plots in TS No.14/1 of Ongole. During the alleged resumption process, the individuals mentioned in Column No.3 of the table were shown to be not traced for serving the notices on them for seeking their explanations as to why the Plots in their possession shall not be resumed. As per the resumption orders the Plots were shown to be vacant. Thereafter, the same plots were re-assigned to the individuals mentioned in column No.5 of the Table. On contrary to the above, in the statements of the individuals mentioned in column No.5 and in the reports of Revenue officials i.e. VRO, MRI and Asst. Surveyors, the plots were mentioned to be already in the possession of the individuals noted in Column No.5 in which they constructed Buildings/Sheds also. The individuals mentioned in Column No.5 applied to the then Tahsildar Sri T. Chiranjeevi to allot DK Pattas to the plots in their possession and the Tahsildar Sri T. Chiranjeevi by conniving with other revenue officials issued DK Pattas for the plots which were already in the possession of the individuals mentioned in column No.5. Further, there was no time gap between the dates of resuming the plots from the previous DK pattadars mentioned in Column No.3 of the table and the dates of granting Pattas to the individuals mentioned in Column No.5 following the usual formalities as per the Act. In most of the cases, resumption and reassigning of pattas appears to have been done on the same day. Thus, it is obvious that the process of resumption and reassigning of the plots was nothing but a sham which was only created for record purpose and not a true reflection of the conditions in ground reality.

In this connection, it is pertinent to mention that, the land in T.S.No.14/1 in which the DK Pattas were allegedly given was classified as Ura Tank as per Ongole Municipal Records. No DK pattas can be given in Tank bed porambokes and in case DK pattas have to be given in the Tank bed porambokes, it should be changed into assessed waste lands /village site for providing house sites to the weaker sections. The classification also needs to be changed by the Government. After changing the classification, the Tahsildar should grant house site pattas to the beneficiaries falling under BPL category as per the provisions laid down under BSO 21 by forming a layout and after approval by the competent authority duly following usual formalities. But the Government Servant Sri K. Sanjeeva Rao, VRO and other Revenue officials violated the procedure and ignored all the above said facts and issued DK pattas illegally to the individuals mentioned in Column No.5 as per their whims and fancies.

Further it is irregular on the part of the Government Servant Sri K. Sanjeeva Rao, VRO, Sri T. Chiranjeevi, Tahsildar and other Revenue officials to grant DK pattas in Ura Tank lands which was alienated in favour of Ongole Municipality long back and without any resolution passed by Ongole Municipality.

Further, the Hon'ble Supreme Court has also issued orders dated 25.07.2001 in Civil Appeal No.4787/2001 stating that material resources of the community like Forests, Tanks, Ponds, Hillocks and Mountains maintain delicate ecological balance and they need to be protected for a proper and healthy environment which enables people to enjoy a quality life which is the essence of guaranteed right under article 21 of the constitution. The Hon'ble court also emphasized to protect such resources.

But, the Government Servant Sri K. Sanjeeva Rao, formerly VRO, Sri T. Chiranjeevi, the then Tahsildar, Ongole and other Revenue officials instead of evicting the individuals mentioned in Column No.5 who had illegally encroached the plots and constructed permanent structures in TS No.14/1 of Ongole which was classified as Ura Tank, had granted DK Pattas illegally flouting the procedure laid down in Board Standing Orders and in contra to the orders of the Hon'ble Supreme Court.

As per the above circumstances, it revealed that the Government Servant colluded with Sri T. Chiranjeevi the then Tahsildar, Ongole in cancellation of existing house site pattas in T.S.No.14/1 Ura Cheruvu of Ongole irregularly and also in granting house site pattas in the place of pattas cancelled irregularly to the other persons by violating procedure described under Board Standing Orders (BSO) and also violating the Hon'ble Supreme Court orders in Civil Appeal No.4787/2010.

Thus the Government Servant Sri K. Sanjeeva Rao, formerly VRO, Ongole, O/o Tahsildar, Ongole by his above mentioned acts exhibited lack of integrity, devotion to duty and conduct unbecoming of a government servant and brought down the prestige of the Government and thereby contravened/violated Rule 3(1), 3(4) & 3(5) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus, the Government Servant Sri K. Sanjeeva Rao, formerly VRO, Ongole has rendered himself liable for regular departmental enquiry for major penalty under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

Hence the charge.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//


SECTION OFFICER

ANNEXURE -IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI K. SANJEEVA RAO, S/O ANJANEYULU, AGE 47-YRS, VILLAGE REVENUE OFFICER, ONGOLE, O/O TAHSILDAR, ONGOLE, PRAKASAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

LWs	Name of the witnesses	Brief facts
1.	Sri Kamma Srinivasa Rao S/o Venkateswarlu, Age-49 yrs, Revenue Divisional Officer, Ongole, Prakasam district	To speak about the procedural aspect for assignment of House Sites in TS No.14/1 of Ongole Town & Mandal along with specific remarks, duly scrutinized the files, about granting house site pattas, irregularities committed by Revenue officials and etc., facts.
2.	Sri K Chiranjeevi, S/o Peda Gangaiah, age 31-yrs, Tahsildar, Koneru Rangar Rao Committee, O/o RDO, Ongole	To speak about his verifying the files relating to grant of house site pattas in Ura Lands in T.S.No.14/1 of Ongole Town which are 12 in number and identified the signatures of the then Revenue officers and staff worked in O/o Tahsildar, Ongole and etc., facts.
3.	Smt. M. Sreedevi, Tahsildar, Ongole Mandal, Prakasam District	To speak about her handing over the 14 files pertains to House site pattas in Ura Cheruvu land vested in TS.No.14/1 of Ongole Town, issued during the stint of Sri T. Chiranjeevi, formerly Tahsildar, Ongole, on the direction of the District Collector, Prakasam District.
4.	Sri Palakeeti Malakondaiah, S/o Peddaiah, age: 60-yrs, President, Prakasam District Praja Samkshema Sangam bearing Regn. No.608/94, RTC Depot, Ura Cheruvu Road, Ongole	To speak about his corroborating the facts mentioned in his petition without furnishing any documentary evidence in connection with the allegations mentioned in the petition and etc., facts.
5.	Sri T.V.V. Pratap Kumar, Inspector, ACB, Ongole	To speak about receiving entrustment from the ACB Head Office to conduct Regular Enquiry, his investigation and examination of witnesses and etc. facts.
6.	Sri V. Sudhakara Reddy, Inspector, ACB, Ongole	To speak about his further investigation and etc. facts.
7.	Sri T.V. Srinivasa Rao, Inspector, ACB, Nellore, FAC Ongole	To speak about his further investigation and etc. facts
8.	Sri R.V.S.N. Murty, DSP, ACB, Prakasam District, Ongole	To speak about his further investigation and examination of witnesses and etc. facts.

Any other witness if necessary will be produced at the time of enquiry.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//


SECTION OFFICER